

Before the
Federal Communications Commission
Washington, D.C. 20554

In re Application of)
)
QWEST COMMUNICATIONS)
CORPORATION)
)
Application for Authority Pursuant to)
Section 214 of the Communications Act of)
1934, as Amended, to Operate as an)
International Facilities-Based and Resale)
Carrier)

File No. _____

APPLICATION FOR INTERNATIONAL SECTION 214 AUTHORITY

Qwest Communications Corporation (“QCC”) hereby requests authority pursuant to Section 214 of the Communications Act of 1934 (the “Act”), as amended, 47 U.S.C. § 214, and Section 63.18(e)(1) and Section 63.18(e)(2) of the Commission’s Rules, 47 C.F.R. §§ 63.18(e)(1) and (e)(2), to provide international facilities-based and resale services between all points in Colorado, Idaho, Iowa, Montana, Nebraska, North Dakota, Utah, Washington, Wyoming, *and* all out-of-region states, and all international points. QCC also seeks conditional authority to provide international service pursuant to Sections 63.18(e)(1) and (e)(2) from additional in-region states – specifically, Arizona, Minnesota, New Mexico, Oregon, and South Dakota – at such time as the Commission grants Section 271 authority for each state.¹ Specifically, this application requests authority for QCC:

¹ 2000 Biennial Review, Amendment of Parts 43 and 63 of the Commission’s Rules, Report and Order, IB Docket No. 00-231, FCC 02-154, ¶ 45 (rel. June 10, 2002) (“Report and Order”), appeal on other grounds pending, *Verizon Wireless v. FCC* (D.C. Cir. filed Aug. 19, 2002). The relevant provision of the Report and Order became effective September 4, 2002. 67 Fed. Reg. 56496 (Sept. 4, 2002).

- 1) to provide global international facilities-based service between all points in Colorado, Idaho, Iowa, Montana, Nebraska, North Dakota, Utah, Washington, Wyoming, and all out-of-region states, and all international points, except those countries listed on the Commission's exclusion list;²
- 2) to resell international services of all authorized U.S. carriers between all points in Colorado, Idaho, Iowa, Montana, Nebraska, North Dakota, Utah, Washington, Wyoming, and all out-of-region states, and all international points, except those countries listed on the Commission's exclusion list; and
- 3) to provide global international facilities-based service and to resell international services of all authorized U.S. carriers between all points in Arizona, Minnesota, New Mexico, Oregon, and South Dakota and all international points, at such time as QCC and/or its affiliate(s) receive Section 271 authority for each state.³

On December 23, 2002, Qwest Communications International Inc. ("QCII") received authority pursuant to Section 271 of the Act to provide in-region, interLATA services in Colorado, Idaho, Iowa, Nebraska, North Dakota, Montana, Utah, Washington, and Wyoming, and, on December 26, 2002, QCC's affiliate, Qwest LD Corp. ("QLDC") received authority to provide international services originating in these states.⁴ QLDC also at that time received conditional

² QCC requests authority to offer switched services over private lines to and from those markets for which the Commission has already approved or later approves such services.

³ In accordance with the *Report and Order*, QCC will notify the Commission within 7 days after the initiation of international service from that state. *Report and Order* ¶ 45.

⁴ See *Application by Qwest Communications International, Inc. for Authorization Under Section 271 of the Communications Act to Provide In-Region, InterLATA service in the States of Colorado, Idaho, Iowa, Nebraska, North Dakota, Montana, Utah, Washington, and Wyoming*, Memorandum Opinion and Order, WC Docket No. 02-314, FCC 02-332 (rel. Dec. 23, 2002); *International Bureau Policy Division Grants Qwest Communications International Section 214 Authority for Colorado, Idaho, Iowa, Montana, Nebraska, North Dakota, Utah, Washington, and Wyoming, and Conditional Authority for Arizona, Minnesota, New Mexico, Oregon, and South Dakota*, Public Notice, DA 02-3598, File No. ITC-214-20021009-00495 (rel. Dec. 26, 2002).

authority to provide international services originating in other in-region states at the time that the Commission grants Section 271 authority for each such state. By this application, QCC seeks the same authority that its commonly owned affiliate, QLDC, has already been granted. No new issues are therefore implicated, and this application is eligible for streamlined processing pursuant to Section 63.12(c)(1)(vi).⁵

I. DESCRIPTION OF THE APPLICANT AND PUBLIC INTEREST STATEMENT

QCC is an affiliate of Qwest Corporation, which is a Bell Operating Company subject to Section 271 of the Act, and is a corporation organized under the laws of the State of Delaware. QCC is not currently authorized to provide international telecommunications services in any in-region states.⁶

QCC notes that it will not provide international services originating in in-region states until such time as it begins providing interLATA services from those states in compliance with Section 272 of the Act. This is expected to occur when QCII completes its pending financial restatement process, which is expected within the next few months.⁷

Through its parent company, QCII, QCC is affiliated with foreign carriers within the meaning of Sections 63.09(d) and 63.09(e) of the Commission's Rules, 47 C.F.R. §§ 63.09(d)-(e).

⁵ On January 15, 2003, QCII filed another application for Section 271 authority, this time for the states of New Mexico, Oregon, and South Dakota. *See Application by Qwest Communications International, Inc. for Authorization Under Section 271 of the Communications Act to Provide In-Region, InterLATA service in the States of New Mexico, Oregon, and South Dakota*, WC Docket No. 03-11, filed January 15, 2003; Public Notice, *comments Requested on the Application by Qwest Communications International, Inc. for Authorization to Provide In-Region, InterLATA Services in New Mexico, Oregon and South Dakota*, WC Docket No. 03-11, DA 03-125 (rel. Jan. 15, 2003). QCC plans to operate as a Section 272 affiliate of Qwest Corporation, the Bell Operating Company affiliate of QCII. Issues relating to whether Qwest Corporation should receive interLATA authority pursuant to Section 271 have been and will be considered in Section 271 proceedings and are irrelevant to this application.

⁶ QCC's in-region states are Arizona, Colorado, Idaho, Iowa, Minnesota, Montana, Nebraska, New Mexico, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming.

⁷ The financial restatement process includes restating financials for prior-period results, having QCII's independent auditor, KPMG LLP, issue an opinion stating that the restated financial statements are in conformance with generally accepted accounting principles ("GAAP"), and management's providing the certification required by the Sarbanes-Oxley Act of 2002.

Because QCC's foreign carrier affiliates, which are described in detail in response to Section 63.18(i) below, lack sufficient market power in the destination markets to adversely affect competition in the United States, QCC presumptively qualifies for non-dominant treatment pursuant to Section 63.10(a)(3) of the Commission's Rules, 47 C.F.R. § 63.10(a)(3), for the requested services on all international routes.⁸ To the extent that QCC provides international service solely through the resale of an unaffiliated U.S. facilities-based carrier's international switched services, QCC is also presumptively classified as non-dominant.⁹

Grant of this application will serve the public interest, convenience and necessity by enabling QCC to offer customers in Colorado, Idaho, Iowa, Montana, Nebraska, North Dakota, Utah, Washington, Wyoming, and all out-of-region states, a full panoply of interLATA services, including international switched, private line, data and all other authorized international services in addition to domestic interstate and intrastate long distance services. Authorizing QCC to compete in the provision of international services in these states will thereby increase the competitiveness of the international telecommunications marketplace, ultimately expanding the range and quality of service offerings available to consumers, lowering prices, and promoting more efficient use of existing international facilities.¹⁰ Further, authorizing QCC to provide international services from these in-region states does not raise any public interest concerns. As discussed above, QCC's

⁸ The Commission has classified each BOC interLATA affiliate as non-dominant in the provision of in-region, international services, unless it is affiliated with a foreign carrier that has the ability to discriminate against the BOC's competitors or its affiliate through control of bottleneck services or facilities in a foreign destination market. *See Regulatory Treatment of LEC Provision of Interexchange Services Originating in the LEC's Local Exchange Area and Policy Rules Concerning the Interstate, Interexchange Marketplace*, Second Report and Order in CC Docket No. 96-149 and Third Report and Order in CC Docket No. 96-61, 12 FCC Rcd 15756, ¶ 179 (1997). As discussed herein, QCC has no foreign carrier affiliates with such ability. The Commission reached the same conclusion with regard to BOC affiliates' out-of-region services. *See id.* at ¶¶ 206-213.

⁹ *See* 47 C.F.R. § 63.10(a)(4).

¹⁰ *See Rules and Policies on Foreign Participation in the U.S. Telecommunications Market; Market Entry and Regulation of Foreign Affiliated Entities*, Report and Order and Order on Reconsideration, 12 FCC Rcd 23891, ¶¶ 4, (continued on next page)

sister company, QLDC, with identical ownership interests, has been granted international Section 214 authority in Colorado, Idaho, Iowa, Nebraska, North Dakota, Montana, Utah, Washington, and Wyoming, as well as conditional authority in QCII's remaining in-region states. The issues raised in the instant application are virtually identical to those the Commission previously addressed, and approval is warranted for this reason as well.

II. SECTION 63.18 REQUIREMENTS

The following information is submitted in accordance with Section 63.18 of the Commission's rules and the applicable paragraphs thereunder.

a. Name, Address and Telephone Number

Applicant: Qwest Communications Corporation
1801 California Street, # 5200
Denver, Colorado 80202
(303) 992-3300

b. Corporate Organization

QCC is a Delaware corporation.

c. Contact Person for Correspondence

Sharon J. Devine
Associate General Counsel
Qwest Services Corporation
1801 California Street, 49th Floor
Denver, Colorado 80202
(303) 672-2975

10-11 (1997); *Streamlining the International Section 214 Authorization Process and Tariff Regulations*, Report and Order, 11 FCC Rcd 12884, ¶¶ 26, 96 (1996).

with a copy to:

Carolyn W. Groves
Wilkinson Barker Knauer, LLP
2300 N Street, N.W.
Suite 700
Washington, D.C. 20037
(202) 783-4141

d. Description of International Section 214 Authorizations

QCC is authorized to provide out-of-region international services under the following authorizations:

- ITC-214-19971031-00673 (global facilities-based/global resale service, derivative authority pursuant to Section 63.21(h) from Qwest Services Corporation);
- ITC-T/C-19971002-00598 (authority to transfer control of USLD Communications Corporation's Section 214 authorizations to LCI International, Inc. as part of the merger of the two companies);
- ITC-91-084 (authority to resell the services of other carriers to provide international switched voice services);
- ITC-214-19960916-00448 (global facilities-based/global resale service);
- ITC-214-19960226-00087 (resale of International Switched Telecommunications Services over private lines between the U.S. and Sweden);
- ITC-T/C-19980406-00232 (authority to transfer control of Section 214 authorizations of LCIT and USLD from LCI International, Inc. to QCC);
- ITC-ASG-19960328-00122 (application for approval of a pro forma assignment of Section 214 authorization from LCI Telemanage to LCI Telecom to provide international switched services);
- ITC-T/C-19960328-00123 (application for approval of a pro forma transfer of control of entity holding Section 214 authorization to provide facilities-based services between the U.S. and International Points);
- ITC-95-590 (authority to acquire and operate facilities for service to various overseas points and to provide private lines between the U.S. and other countries provided that the private lines are not connected to the public switched network for the provision of international switched basic services unless authorized by the FCC);
- ITC-95-343 (authority to transfer control of LCI Telecom South, Inc.'s Section 214 authorizations to LCI International Telecom Corp. as part of merger of the two companies);
- ITC-94-527 (authority to resell services of other common carriers to provide international message telephone service and data, facsimile and operator services via private lines interconnected to the public switched networks in the U.S. and the United Kingdom);

- ITC-94-380 (authority to acquire and operate facilities to provide international communications services, including switched and private line services, between the U.S. and other countries (Canada, Mexico, Argentina, Australia, Austria, Belgium, Brazil, Chile, China, Columbia, Denmark, Egypt, Finland, France, Germany, Greece, Guam, Guyana, Hong Kong, India, Indonesia, Ireland, Israel, Italy, Japan, Korea, Malaysia, Netherlands, New Zealand, Norway, Peru, Philippines, Poland, Portugal, Russia, Singapore, South Africa, Spain, Sweden, Switzerland, Taiwan, Thailand, Venezuela, United Kingdom));
- ITC-93-336 (authority to provide international switched services by reselling the international switched services of other carriers);
- ITC-90-028 (authority to resell and operate facilities to provide international private lines not interconnected to the public switched network for the provision of international private line services between the U.S. and Japan, Australia, Germany, Singapore, France, Switzerland, Hong Kong, Brazil, Italy, Spain, Mexico, Ireland, Belgium, Netherlands, and United Kingdom, and to resell international private lines for the provision of switched and private line services between the U.S. and Canada);
- ITC-93-001 (authority to transfer control of Charter Network Company's Section 214 authorization to Litel as part of merger of the two companies);
- ITC-92-184 (authority to transfer control of Section 214 authorizations of Litel Telecommunications Corporation, Afford-a-Call Corp., and Charter Network Company); and
- ITC-86-154 (authority to provide resale international switched voice services between U.S. and Canada and points listed in AT&T's tariffs FCC Nos. 1 and 2).

QCC previously held authority to provide international services to customers in all states but assigned the authority to provide service in the fourteen in-region states to Touch America, Inc. at the time of the QCII's merger with U S WEST, Inc.¹¹

¹¹ QCC divested its in-region international Section 214 customers and transferred control of its international Section 214 authorization to Touch America, Inc. as a condition to the merger of US WEST, Inc. and Qwest Communications International Inc. See *International Authorizations Granted*, Public Notice, DA 00-1049 (rel. May 11, 2000) (File No. ITC-T/C-20000317-00185); see also *In re Qwest Communications International Inc. and US WEST, Inc. Applications for Transfer of Control of Domestic and International Sections 214 and 310 Authorizations and Application to Transfer Control of a Submarine Cable Landing License*, Memorandum Opinion and Order, 15 FCC Rcd 11909 (2000); *In re Qwest Communications International Inc. and US WEST, Inc. Applications for Transfer of Control of Domestic and International Sections 214 and 310 Authorizations and Application to Transfer Control of a Submarine Cable Landing License*, Memorandum Opinion and Order, CC Docket No. 99-272, FCC 00-91 (rel. Mar. 10, 2000). QCC's commercial mobile services affiliates are authorized to provide international service from in-region states as an incidental interLATA service pursuant to Section 271(b)(3) of the Act. 47 U.S.C. § 271(b)(3).

e. Authority Requested

Pursuant to the terms and conditions of Sections 63.18(e)(1) and 63.18(e)(2) of the Commission's Rules, 47 C.F.R. §§ 63.18(e)(1) and 63.18(e)(2), QCC requests authority:

- (1) to provide global international facilities-based service between all points in Colorado, Idaho, Iowa, Montana, Nebraska, North Dakota, Utah, Washington, Wyoming, and all out-of-region states, and all international points, except countries listed on the Commission's exclusion list;¹²
- (2) to resell international services of all authorized U.S. carriers between all points in Colorado, Idaho, Iowa, Montana, Nebraska, North Dakota, Utah, Washington, Wyoming, and all out-of-region states, and all international points; and
- (3) to provide global international facilities-based service and to resell international services of all authorized U.S. carriers between all points in Arizona, Minnesota, New Mexico, Oregon, and South Dakota and all international points, at such time as QCC and/or its affiliate(s) receive Section 271 authority for each state.

QCC certifies that it will comply with the terms and conditions contained in Sections 63.21, 63.22, and 63.23 of the Commission's Rules, 47 C.F.R. §§ 63.21, 63.22, and 63.23.

f. Not applicable.

g. Not applicable.

h. Ten Percent Ownership and Interlocking Directorates

The ultimate 10 percent or greater interest holders in QCC are as follows:

Name:	Philip F. Anschutz
Address:	555 Seventeenth Street Denver, Colorado 80202
Citizenship:	United States
Principal Business:	Transportation, natural resources, real estate, sports, entertainment, telecommunications
Percent Held:	18 percent indirect interest in QCC 100 percent direct interest in Anschutz Company

¹² QCC requests authority to offer switched services over private lines to and from those markets for which the Commission has already approved or later approves such services.

Name: Anschutz Company
Address: 555 Seventeenth Street
Denver, Colorado 80202
Citizenship: Delaware
Principal Business: Transportation, natural resources, real estate, sports,
entertainment, telecommunications
Percent Held: 18 percent indirect interest in QCC
18 percent direct interest in QCII

Name: AXA Assurances I.A.R.D. Mutuelle
Address: 370 rue Saint Honore
75001 Paris, France
Citizenship: France
Principal Business: Institutional Investor
Percent Held: Controlling Interest in AXA
10.152 percent indirect interest in QCC

Name: AXA Assurances Vie Mutuelle
Address: 370 rue Saint Honore
75001 Paris, France
Citizenship: France
Principal Business: Institutional Investor
Percent Held: Controlling Interest in AXA
10.152 percent indirect interest in QCC

Name: AXA Conseil Vie Assurance Mutuelle
Address: 370 rue Saint Honore
75001 Paris, France
Citizenship: France
Principal Business: Institutional Investor
Percent Held: Controlling Interest in AXA
10.152 percent indirect interest in QCC

Name: AXA Courtage Assurance Mutuelle
Address: 26, rue Louis le Grand
75002 Paris, France
Citizenship: France
Principal Business: Institutional Investor
Percent Held: Controlling Interest in AXA
10.152 percent indirect interest in QCC

Name: AXA
Address: 25, avenue Matignon
75008 Paris, France
Citizenship: France
Principal Business: Institutional Investor

Percent Held:	100 percent direct interest in AXA Financial, Inc. 10.152 percent indirect interest in QCC
Name:	AXA Financial, Inc.
Address:	1290 Avenue of the Americas New York, NY 10104
Citizenship:	Delaware
Principal Business:	Institutional Investor
Percent Held:	53 percent direct interest in Alliance Capital Management L.P. 10.152 percent indirect interest in QCC
Name:	Alliance Capital Management L.P.
Address:	1345 Avenue of the Americas New York, NY 10105
Citizenship:	Delaware
Principal Business:	Institutional Investor
Percent Held:	10 percent direct interest in QCII 10 percent indirect interest in QCC
Name:	Edward C. Johnson 3d (and Family)
Address:	82 Devonshire Street Boston, Massachusetts 02109
Citizenship:	United States
Principal Business:	Chairman, FMR Corp.
Percent Held:	11.561 percent indirect interest in QCC 49 percent direct interest in voting shares and controlling interest in FMR Corp.
Name:	FMR Corp.
Address:	82 Devonshire Street Boston, Massachusetts 02109
Citizenship:	Massachusetts
Principal Business:	Institutional Investor
Percent Held:	11.561 percent indirect interest in QCC 100 percent direct interest in Fidelity Management & Research Company
Name:	Fidelity Management & Research Company
Address:	82 Devonshire Street Boston, Massachusetts 02109
Citizenship:	Massachusetts
Principal Business:	Institutional Investor
Percent Held:	10.916 percent indirect interest in QCC 10.916 percent direct interest in QCII

Name: Qwest Communications International Inc.
Address: 1801 California Street
Denver, Colorado 80202
Citizenship: Delaware
Principal Business: Telecommunications
Percent Held: 100 percent indirect interest in QCC
100 percent direct interest in QSC

Name: Qwest Services Corporation
Address: 1801 California Street
Denver, Colorado 80202
Citizenship: Delaware
Principal Business: Telecommunications
Percent Held: 100 percent direct interest in QCC

There are no interlocking directorates.

i. Affiliations with Foreign Carriers

Applicant QCC hereby certifies that it is affiliated with foreign carriers that are wholly-owned subsidiaries of QCII in the countries described below:

- **Hong Kong.** QCII holds an indirect 100 percent interest in Qwest Hong Kong Telecommunications, Ltd, which holds a PNETS (reseller) license.
- **Japan.** QCII holds an indirect 100 percent interest in Qwest Communications Japan Corp., which holds a Type 1, facilities-based license.
- **Republic of Korea.** QCII holds an indirect 100 percent interest in Qwest Communications Korea, Ltd., which holds a reseller license.
- **Singapore.** QCII holds an indirect 100 percent interest in Qwest Singapore Pte, Ltd., which holds a SBO (reseller) license.
- **Australia.** QCII holds an indirect 100 percent interest in Qwest Australia Pty, Ltd., which operates as an unlicensed telecommunications reseller.
- **Taiwan.** QCII holds an indirect 100 percent interest in Qwest Taiwan Telecommunications, Ltd., which was granted a Type 2 (reseller) license in May 2002.
- **United Kingdom.** QCII holds an indirect 100 percent interest in Qwest Communications International, Ltd., which is licensed to provide International Simple Voice Resale service and facilities-based service.
- **Netherlands.** QCII holds an indirect 100 percent interest in Qwest Netherlands B.V., which holds a reseller license.
- **Switzerland.** QCII holds an indirect 100 percent interest in Qwest Netherlands B.V., which is registered as a reseller.
- **Canada.** QCII holds an indirect 100 percent interest in QCC, which holds an International Reseller License Class B.

Foreign carrier affiliates held via QCII's indirect ownership interest in KPNQwest¹³ are:

- **Austria.** QCII holds an indirect 47% interest in KPNQwest Assets Austria GmbH, which holds a license to provide leased lines.
- **Belgium.** QCII holds an indirect 47% interest in KPNQwest Assets Belgium NV, which holds a license for installing and exploiting a telecommunications network.
- **Czech Republic.** QCII holds an indirect 47% interest in KPNQwest Assets Czechia s.r.o., which holds a license for establishing and operating a public telecommunications network.
- **Denmark.** QCII holds an indirect 47% interest in KPNQwest Assets Denmark ApS, but no license is required for the high speed network transport, Internet access, IP VPN, IP voice, and other Internet-based services it provides. (KPNQwest Sweden AB is the operating company in Denmark.)
- **Estonia.** QCII holds an indirect 47% interest in KPNQwest Estonia, which holds a license to operate a switched broadband network and has rights to provide leased line, data communications, access, and interconnection services.
- **Finland.** QCII holds an indirect 47% interest in KPNQwest Assets Finland OY and KPNQwest Finland OY, which are registered to provide telecommunications network services and telecommunications services.
- **France.** QCII holds an indirect 47% interest in KPNQwest Assets France S.A., which holds an L-33.1 non-nationwide license for infrastructure that includes extensions into Southern and Western France.
- **Germany.** QCII holds an indirect 47% interest in KPNQwest Assets Germany GmbH, which holds (1) a non-nationwide, class 3, infrastructure line license connecting EuroRings to Austria, Switzerland, Denmark and Czech Republic; and (2) a class 3, Areal infrastructure license covering Düsseldorf, Köln, Frankfurt am Main, München, certain ADSL cities (Hamburg, Berlin and Potsdam), and certain DSL cities.
- **Ireland.** QCII holds an indirect 47% interest in KPNQwest Carrier Services B.V., which holds a Basic Telecommunications License for data services and value-added services.
- **Italy.** QCII holds an indirect 47% interest in KPNQwest Assets Italy SrL, which holds a license for the installation and provision of a public telecommunications network.
- **Luxembourg.** QCII holds an indirect 47% interest in KPNQwest Corporate Development B.V., which is registered to provide telecommunications services including MBBS, IP transit, ATM/frame relay, and VoIP.
- **Netherlands.** QCII holds an indirect 47% interest in (1) KPNQwest Operations B.V., which is registered to install a nationwide telecommunications network; and (2) KPNQwest Services Netherlands B.V., which is registered to offer leased lines.

¹³ KPNQwest is currently in bankruptcy. QCC will apprise the Commission if the outcome of KPNQwest's bankruptcy proceedings materially affects the information described in the instant application.

- **Norway.** QCII holds an indirect 47% interest in KPNQwest Assets Norway AS and KPNQwest Norway AS, which are registered to provide public telecommunications networks and transmission capacity.
- **Romania.** QCII holds an indirect 47% interest in KPNQwest Romania s.r.l., which holds a license for the installation, operation, and maintenance of a public national network.
- **Slovakia.** QCII holds an indirect 47% interest in KPNQwest Assets Slovakia s.r.o., which holds a license for the installation and operation of a public telecommunications network.
- **Spain.** QCII holds an indirect 47% interest in KPNQwest Assets Spain S.L., which holds a class C1 infrastructure license and a class A voice license.
- **Sweden.** QCII holds an indirect 47% interest in KPNQwest Sweden AB, which is registered to provide telephony services to fixed points, other telecommunications services, and network capacity.
- **Switzerland.** QCII holds an indirect 47% interest in KPNQwest Assets Switzerland Sarl, which holds a nationwide license to install a network.
- **United Kingdom.** QCII holds an indirect 47% interest in (1) KPNQwest Assets U.K. Ltd., which holds a Public Telecommunications Operator license to (a) interconnect; and (b) provide International Simple Voice Resale service; and (2) KPNQwest B.V.

j. Destination Markets

QCC certifies that it seeks to provide international telecommunications services to countries in which QCII controls a foreign carrier. These foreign carriers and destination countries are: Qwest Hong Kong Telecommunications, Ltd. (Hong Kong); Qwest Communications Japan Corp. (Japan); Qwest Communications Korea, Ltd. (Republic of Korea); Qwest Singapore Pte, Ltd. (Singapore); Qwest Australia Pty, Ltd. (Australia); Qwest Taiwan Telecommunications, Ltd. (Taiwan); Qwest Communications International, Ltd. (United Kingdom); Qwest Netherlands B.V. (Netherlands and Switzerland); and Qwest Communications Corporation (Canada).

k. Competition Issues

All the destination markets identified above are WTO Member countries. In addition, QCC's foreign carrier affiliates are new market entrants and do not control bottleneck services or

other facilities in their destination markets. Accordingly, QCC's foreign carrier affiliates lack market power in these destination markets.

l. Reselling Services of Unaffiliated U.S. Facilities-Based Carriers

QCC may provide international switched services in part by reselling the switched services of unaffiliated U.S. facilities-based carriers. All of QCC's foreign carrier affiliates lack sufficient market power in their markets to adversely affect competition in the U.S. market. Each such affiliate is a new market entrant that does not control bottleneck services or other facilities in its market and lacks a 50 percent share in the international transport and local access markets on the foreign end of the route.

m. Non-Dominant Classification

QCC should be regulated as a non-dominant carrier on all international routes. Pursuant to Section 63.10(a)(3) of the Commission's Rules, 47 C.F.R. § 63.10(a)(3), QCC qualifies for non-dominant regulation because each of its affiliated foreign carriers lacks sufficient market power on the foreign end of the route to affect competition adversely in the U.S. market. This lack of market power is evidenced by the fact that each such affiliate is a new market entrant that does not control bottleneck services or other facilities in its market and lacks a 50 percent share in the international transport and local access markets on the foreign end of the route.

n. Special Concessions

QCC hereby certifies that it has not agreed to accept special concessions, as defined in Section 63.14 of the Commission's Rules, 47 C.F.R. § 63.14(b), directly or indirectly from any foreign carrier where the foreign carrier possesses market power on the foreign end of the route and will not enter into such agreements in the future, except as permitted by Section 63.14.

o. Anti-Drug Abuse Act Certification

QCC hereby certifies, pursuant to Sections 1.2001 through 1.2003 of the Commission's Rules, that no party to this application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.

p. Streamlining

QCC requests streamlined processing of this application. This application qualifies for streamlined processing pursuant to Section 63.12(c)(1)(vi) because an entity with exactly the same ultimate ownership as the applicant, QLDC, has been granted exactly the same authority requested here, and QCC agrees to be subject to all of the conditions to which QLDC is subject for its provision of service on that route.

CONCLUSION

For the reasons set forth above, the public interest, convenience and necessity would be furthered by grant of this application, and the Commission should grant this application on a streamlined basis.

Respectfully submitted,

QWEST COMMUNICATIONS CORPORATION

By: /s/ Sharon J. Devine
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January 17, 2003